



House of Representatives

General Assembly

File No. 446

February Session, 2018

Substitute House Bill No. 5445

House of Representatives, April 12, 2018

The Committee on Education reported through REP. FLEISCHMANN of the 18th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

***AN ACT CONCERNING THE DEVELOPMENT OF POLICIES
REGARDING THE PROVISION OF ALTERNATIVE EDUCATIONAL
OPPORTUNITIES FOR EXPELLED STUDENTS BY BOARDS OF
EDUCATION.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2018*) For the school year
2 commencing July 1, 2018, and each school year thereafter, each local
3 and regional board of education shall develop and implement a policy
4 regarding the provision of alternative educational opportunities,
5 offered pursuant to subsection (d) of section 10-233d of the general
6 statutes, as amended by this act. The provision of alternative
7 educational opportunities under such policy shall exhibit the following
8 characteristics: (1) A whole student approach, (2) a curriculum aligned
9 with guidelines approved by the State Board of Education, (3) high
10 expectations, and (4) research-based practices. Each such board shall
11 submit such policy annually to the Department of Education.

12 Sec. 2. Subsection (d) of section 10-233d of the 2018 supplement to
13 the general statutes is repealed and the following is substituted in lieu
14 thereof (*Effective July 1, 2018*):

15 (d) No local or regional board of education is required to offer an
16 alternative educational opportunity, except in accordance with this
17 section. Any pupil under sixteen years of age who is expelled shall be
18 offered an alternative educational opportunity, which shall be (1)
19 alternative education, as defined by section 10-74j, with an
20 individualized learning plan, if such board provides such alternative
21 education, or (2) in accordance with the [standards adopted by the
22 State Board of Education, pursuant to section 10-233o] policy
23 developed by such board pursuant to section 1 of this act, during the
24 period of expulsion, provided any parent or guardian of such pupil
25 who does not choose to have his or her child enrolled in an alternative
26 educational opportunity shall not be subject to the provisions of
27 section 10-184. Any pupil expelled for the first time who is between the
28 ages of sixteen and eighteen and who wishes to continue his or her
29 education shall be offered such an alternative educational opportunity
30 if he or she complies with conditions established by his or her local or
31 regional board of education. Such alternative educational opportunity
32 may include, but shall not be limited to, the placement of a pupil who
33 is at least seventeen years of age in an adult education program
34 pursuant to section 10-69. Any pupil participating in any such adult
35 education program during a period of expulsion shall not be required
36 to withdraw from school under section 10-184. A local or regional
37 board of education shall count the expulsion of a pupil when he was
38 under sixteen years of age for purposes of determining whether an
39 alternative educational opportunity is required for such pupil when he
40 is between the ages of sixteen and eighteen. A local or regional board
41 of education may offer an alternative educational opportunity to a
42 pupil for whom such alternative educational opportunity is not
43 required pursuant to this section.

44 Sec. 3. Section 10-233o of the 2018 supplement to the general statutes
45 is repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:

| | | |
|-----------|---------------------|------------------|
| Section 1 | <i>July 1, 2018</i> | New section |
| Sec. 2 | <i>July 1, 2018</i> | 10-233d(d) |
| Sec. 3 | <i>from passage</i> | Repealer section |

ED *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill, which requires local and regional boards of education to develop and implement policies for alternative education opportunities for expelled students, is not anticipated to result in a fiscal impact. Under current law, local and regional school districts must provide expelled students with alternative education programs in a nontraditional setting. Developing policies associated with these programs will not require additional resources.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**sHB 5445*****AN ACT CONCERNING THE DEVELOPMENT OF POLICIES REGARDING THE PROVISION OF ALTERNATIVE EDUCATIONAL OPPORTUNITIES FOR EXPELLED STUDENTS BY BOARDS OF EDUCATION.*****SUMMARY**

This bill requires local and regional boards of education to develop and implement policies for alternative educational opportunities for expelled students, instead of requiring the boards to provide such opportunities in accordance with State Board of Education (SBE) standards.

The bill requires the boards' alternative educational opportunities to include:

1. a whole student approach,
2. curriculum aligned with SBE-approved guidelines,
3. high expectations, and
4. research-based practices.

The policies must be implemented for the school year beginning July 1, 2018, and for each following year. Each board must submit the policy annually to the State Department of Education.

For expelled students, current law requires boards to offer either (1) an alternative education program in a nontraditional setting that meets the 180 days of school requirement for all students or (2) an alternative educational opportunity in accordance with SBE standards (see BACKGROUND). The bill repeals the law that required SBE to adopt standards. It does not change the option of offering alternative

education program in a nontraditional setting for expelled students.

EFFECTIVE DATE: July 1, 2018

BACKGROUND

SBE Standards for Alternative Education for Expelled Students

PA 17-220 required SBE to develop and adopt standards for an alternative educational opportunity for expelled students. On January 3, 2018, SBE adopted the standards that require, among other things, (1) full-time, comprehensive experience, where learning is comparable to what the student would experience in a regular school environment and (2) an individualized learning plan to be developed for each student.

COMMITTEE ACTION

Education Committee

Joint Favorable Substitute

Yea 35 Nay 0 (03/23/2018)